

Hon. Richard A. Jones

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

BRADFORD JOHNSON and
ERIC WOODBERRY,

Defendants.

No. CR18-049 RAJ

STIPULATION AND AGREED ORDER
TO CONTINUE TRIAL DATE AND
PRETRIAL MOTIONS DEADLINE

STIPULATION

The Court having granted Defendant Johnson's oral motion to continue the trial,¹ each of the parties agrees that trial should be continued to **April 22, 2019**, and a new pretrial motions deadline set for **March 5, 2019**.

ORDER

Defendant Johnson's oral motion to continue the trial matter was presented at the January 30, 2019 status conference. The Court, being fully advised, GRANTS the motion, and further finds that, pursuant to Title 18, United States Code, Sections

¹ Minute Entry, Docket No. 60 (01.31.2019) ("No later than 2/4/2019, counsel are directed to submit a proposed stipulation and order continuing trial date with a proposed new pretrial motions deadline.").

1 3161(h)(7)(A) and (B)(iv), the ends of justice served by granting the requested
2 continuance outweigh the best interest of the public and defendant in a speedy trial, for
3 the reasons outlined in defendant's motion. Specifically, it appears to the Court that the
4 failure to grant a trial continuance would effectively deny defendant Johnson's defense
5 counsel the reasonable time necessary for effective preparation, taking into account the
6 exercise of due diligence. The Court, further finds, pursuant to Title 18, United States
7 Code, Section 3161(h)(6), that the continuance of the trial date for defendant Woodberry
8 is reasonable given the limited period of delay, the fact that there has been no motion to
9 sever the defendants, and the fact that defendant Woodberry does not oppose the
10 continuance.

11 IT IS THEREFORE ORDERED that the trial date is continued to **April 22, 2019**,
12 at 9:00 a.m., and that all pretrial motions, including motions in limine, shall be filed no
13 later than **March 5, 2019**.

14 IT IS FURTHER ORDERED that each defendant is to file a waiver of his speedy
15 trial rights out to May 22, 2019.

16 IT IS FURTHER ORDERED the period of delay from the filing of defendant
17 Johnson's oral motion until the new trial date of April 22, 2019, is excludable time
18 pursuant to Title 18, United States Code, Section 3161(h)(7)(A), for the purpose of
19 computing the time limitations imposed by the Speedy Trial Act, Title 18 United States
20 Code, Sections 3161 through 3174.

21 DATED this 6th day of February, 2019.

22
23
24 

The Honorable Richard A. Jones
United States District Judge

1 Respectfully Submitted on February 5, 2019.

2
3 LAW OFFICES OF STEPHAN R. ILLA, INC.

4 

5
6 Stephan R. Illa
7 WSBA No. 15793
8 Attorney for Defendant Woodberry

Gilbert Levy

[by SRI pursuant to 02.05.2019 email
authorization]

Gilbert Levy
WSBA No. 4805
Attorney for Defendant Johnson

9 *Erin Becker*

[by SRI pursuant to 02.05.2019 email
authorization]

10 Erin Becker
11 WSBA No. 28289
12 Attorney for Plaintiff

Stephen Hobbs

[by SRI pursuant to 02.05.2019 email
authorization]

13 Stephen Hobbs
14 WSBA No. 18935
15 Attorney for Plaintiff